

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this document is being transmitted electronically via the United States Patent and Trademark Office's Electronic Filing Service (EFS-Web) on this 24th day of January, 2007.

/Wendy A. Frick/

Wendy A. Frick

Customer Number

24024

**PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	)	Examiner: Davis, Minh Tam B.
Brown, et al.	)	
	)	
Serial No.: 10/784,528	)	Group Art Unit: 1642
	)	
Filed: February 23, 2004	)	Confirmation Number: 1521
	)	
For: <b>METHODS OF INDUCING</b>	)	Attorney Docket No.: 22884/04085
<b>APOPTOSIS IN</b>	)	
<b>HYPERPROLIFERATIVE CELLS</b>	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

Dear Sirs:

In response to the Restriction Requirement mailed September 25, 2006, applicants hereby elect Group IX, claims 11-13 and 15-19, drawn to a method for inducing apoptosis or treating cancer, which is an epithelial carcinoma, using a human KChAP protein, or variant thereof, and the encoding nucleic acid. The election is without traverse.

The shortened period for response expired October 25, 2006, accordingly Applicant hereby petitions for a three month extension of time. The Commissioner is hereby authorized to charge Deposit Account No. 03-0172 in the amount of \$510.00 for payment of the three month extension of time. The extended due date for this response therefore is January 25, 2007. It is believed that there is no additional fee associated with the filing and consideration of this response, however, **should the Commissioner decide that any fee or fee deficiency is due, the Commissioner is hereby authorized to charge any and all fees incurred as a result of entering this response to deposit account number 03-0172.**

Respectfully submitted,

Date: January 24, 2007

By: /Pamela A. Docherty/  
Pamela A. Docherty, Reg. No. 40,591  
(216) 622-8416